

93 FEB -8 PM 12:34
HOUSE OF REPRESENTATIVES

I certify that the attached is a true and
correct copy of HJR 37, which
was filed of record on 2-1-93
and referred to the committee on:
County Affairs
Betty Munsey
Chief Clerk of the House

FILED FEB 01 1993

By Bob Glynn

HJ.R. No. 37

A JOINT RESOLUTION

1 proposing a constitutional amendment to provide for the abolition
2 of the office of county surveyor.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by adding Subsection (h) to read as
6 follows:

7 (h) The Commissioners Court of a county may call an election
8 to abolish the office of County Surveyor in the county. The office
9 of County Surveyor in the county is abolished if a majority of the
10 voters of the county voting on the question at that election
11 approve the abolition. If an election is called under this
12 subsection, the Commissioners Court shall order the ballot for the
13 election to be printed to provide for voting for or against the
14 proposition: "Abolishing the office of county surveyor of this
15 county." If the office of County Surveyor is abolished under this
16 subsection, the maps, field notes, and other records in the custody
17 of the County Surveyor are transferred to the county officer or
18 employee designated by the Commissioners Court of the county in
19 which the office is abolished, and the Commissioners Court may from
20 time to time change its designation as it considers appropriate.

21 SECTION 2. This proposed constitutional amendment shall be
22 submitted to the voters at an election to be held November 2, 1993.
23 The ballot shall be printed to provide for voting for or against
24 the proposition: "The constitutional amendment to permit the

1 voters of a county to decide, at an election called by the
2 commissioners court, whether to abolish the office of county
3 surveyor in the county."

HOUSE COMMITTEE REPORT

93 MAY -4 PM 11: 24

HOUSE OF REPRESENTATIVES

1st Printing

By Glaze

H.J.R. No. 37

A JOINT RESOLUTION

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H.J.R. No. 37

1 voters of a county to decide, at an election called by the
2 commissioners court, whether to abolish the office of county
3 surveyor in the county."

COMMITTEE AMENDMENT NO. 1

Amend H.J.R. 37 as follows:

(1) On page 1, line 7, strike the words "a county" and replace with "Upshur County"

(2) On page 1, line 8, strike the words "the county" and replace with "Upshur County"

(3) On page 1, line 9, strike the words "the county" and replace with "Upshur County"

(4) On page 1, lines 14 and 15, strike the words "this county" and replace with "Upshur County"

(5) On page 2, line 1, strike the words, "a county" and replace with "Upshur County"

(6) On page 2, line 3, strike the words, "the county" and replace with "Upshur County"

Hamric

COMMITTEE REPORT

The Honorable Pete Laney
Speaker of the House of Representatives

April 30, 1993
(date)

Sir:

We, your COMMITTEE ON COUNTY AFFAIRS
to whom was referred HJR 37 have had the same under consideration and beg to report
(measure)

back with the recommendation that it

() do pass, without amendment.
(X) do pass, with amendment(s).
() do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. (X) yes () no An author's fiscal statement was requested. (X) yes () no

A criminal justice policy impact statement was requested. () yes (X) no

An equalized educational funding impact statement was requested. () yes (X) no

An actuarial impact statement was requested. () yes (X) no

A water development policy impact statement was requested. () yes (X) no

() The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Campbell, Ch.	X			
Gutierrez, V.C.	X			
Chisum				X
Corte	X			
Finnell	X			
Hamric	X			
Kamel				X
Longoria	X			
Parra	X			
Williamson				X
Zbranek	X			

Total 8 aye
 0 nay
 0 present, not voting
 3 absent

Ben Campbell
CHAIRMAN

BILL ANALYSIS

H.J.R. 37

By: Glaze

BACKGROUND

The office of County Surveyor in Upshur County does not serve any significant purpose and should therefore be abolished. The position receives no compensation, yet maintains a desk in the county court house. The community has agreed that this position should be abolished and this resolution is in accordance with the will of the people of Upshur County.

PURPOSE

To allow for the abolition of the office of County Surveyor in Upshur County, if approved by voters.

RULEMAKING AUTHORITY

It is the opinion of the committee that this resolution does not delegate any new rulemaking authority to a state officer, agency, department, or institution.

SECTION BY SECTION ANALYSIS

SECTION 1: Amends Article XVI, Section 44, of the Texas Constitution by adding Subsection (h) to allow for the abolition of the office of County Surveyor in Upshur County, if approved by voters. If abolished under this subsection, the maps, field notes, and other records of the county surveyor are transferred to the county officer or employee designated by the commissioners court of that county. It also authorizes the commissioners court to change its designation at its discretion.

SECTION 2: Sets forth ballot provisions.

SUMMARY OF COMMITTEE ACTION

Pursuant to a notice posted on March 18, 1993, the Committee on County Affairs met in a public hearing on March 24, 1993. The Chair laid out HJR 37. The following person registered to testify on HJR 37, but did not testify: Sam D. Seale, representing the Texas Association of Counties. The following person registered against HJR 37, but did not wish to testify: Coleman Standley. There was no other testimony on the bill. The Chair moved that HJR 37 be referred to a subcommittee of the whole committee, with Rep. Campbell as the Chairman. There being no objection, it was so ordered.

Pursuant to an announcement made from the House Floor on April 30, 1993, the Committee on County Affairs met in a formal meeting on April 30, 1993. The Chair recalled HJR 37 from subcommittee. The Chair laid out HJR 37. Rep. Hamric offered Committee Amendment No. 1 to HJR 37. There being no objection, Committee Amendment No. 1 was adopted. The

committee voted to report HJR 37 favorably to the full House, as amended, with the recommendation that it do pass by a record vote of 8 Ayes, 0 Nays, 0 PNV, and 3 Absent.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

May 3, 1993

TO: Honorable Ben Campbell, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

IN RE: House Joint Resolution
No. 37, as amended
By: Glaze

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 37, as amended (proposing a constitutional amendment to provide for the abolition of the office of county surveyor) this office has determined the following:

No fiscal implication to the State is anticipated other than the cost of publication.

The fiscal implication to units of local government cannot be determined.

The cost of publication of the resolution to the State is \$60,000.

Source: LBB Staff: JO, JWH, DF, LC

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE
73rd Regular Session

February 12, 1993

TO: Honorable Ben Campbell, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

IN RE: House Joint Resolution No. 37
By: Glaze

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 37 (proposing a constitutional amendment to provide for the abolition of the office of county surveyor) this office has determined the following:

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Source: LBB Staff: JO, JWH, DF, OC

Bob Glaze, D.C.

Committees:

Appropriations

Subcommittee:

Health & Human Services

Public Health

Redistricting



**State of Texas
House of Representatives**

Capitol Office:


P.O. Box 2910
Austin, Texas 78768-2910
Capitol, Room 150
512-463-0580
1-800-851-1565

District Office:

P.O. Box 1210
Gilmer, Texas 75644
903-843-5792

Memorandum

4/30/93

TO: Chairman Ben Campbell
From: Representative Bob Glaze 
Re: Author's Fiscal Statement for H.J.R. 37 as amended

In response to your request for an Author's Fiscal Statement for H.J.R. 37 as amended, I have determined the following:

1. COST TO STATE GOVERNMENT: No fiscal implication to the state.
2. COST TO LOCAL GOVERNMENT: No fiscal implication to local government.

If your require any further information, please contact my office. Thank you.

District 5: Smith (part), Upshur, and Van Zandt Counties.

6

Bob Glaze, D.C.



Committees:

Appropriations

Subcommittee:

Health & Human Services

Public Health

Redistricting

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P.O. Box 1210
Gilmer, Texas 75644
903-843-5792

The Honorable Ben Campbell
Chairman, Committee on County Affairs
Texas House of Representatives
Austin, Texas

RE: Authors Fiscal Statement, HJR 37 (abolishing the office of county surveyor in Upshur County).

Dear Chairman Campbell:

In response to your request for an Author's Fiscal Statement on HJR 37, I have determined the following:

1. COST TO STATE GOVERNMENT: No fiscal implication to the state.
2. COST TO LOCAL GOVERNMENT: No fiscal implication to the local government.

Please contact my office, if you require further information on HJR 37. Thank you.

Sincerely,



Bob Glaze

BG/MH

District 5: Smith (part), Upshur, and Van Zandt Counties.

HOUSE ENGROSSMENT

By Glaze

H.J.R. No. 37

A JOINT RESOLUTION

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H.J.R. No. 37

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Hamric

By: Glaze (Senate Sponsor - Ratliff) H.J.R. No. 37
(In the Senate - Received from the House May 11, 1993;
May 12, 1993, read first time and referred to Committee on
Intergovernmental Relations; May 25, 1993, reported favorably by
the following vote: Yeas 6, Nays 0; May 25, 1993, sent to
printer.)

COMMITTEE VOTE

	Yea	Nay	PNV	Absent
Armbrister	x			
Leedom	x			
Carriker				x
Henderson	x			
Madla				x
Moncrief	x			
Patterson				x
Rosson	x			
Shapiro				x
Wentworth	x			
Whitmire				x

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to provide for the abolition
of the office of county surveyor.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article XVI, Section 44, of the Texas
Constitution is amended by adding Subsection (h) to read as
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voters of the county voting on the question at that election
approve the abolition. If an election is called under this
subsection, the Commissioners Court shall order the ballot for the
election to be printed to provide for voting for or against the
proposition: "Abolishing the office of county surveyor of this
county." If the office of County Surveyor is abolished under this
subsection, the maps, field notes, and other records in the custody
of the County Surveyor are transferred to the county officer or
employee designated by the Commissioners Court of the county in
which the office is abolished, and the Commissioners Court may from
time to time change its designation as it considers appropriate.

SECTION 2. This proposed constitutional amendment shall be
submitted to the voters at an election to be held November 2, 1993.
The ballot shall be printed to provide for voting for or against
the proposition: "The constitutional amendment to permit the
voters of a county to decide, at an election called by the
commissioners court, whether to abolish the office of county
surveyor in the county."

* * * * *

Austin, Texas
May 25, 1993

Hon. Bob Bullock
President of the Senate

Sir:

We, your Committee on Intergovernmental Relations to which was
referred H.J.R. No. 37, have had the same under consideration, and
I am instructed to report it back to the Senate with the
recommendation that it do pass and be printed.

Armbrister, Chairman

* * * * *

WITNESSES

No witnesses appeared on H.J.R. No. 37.

**FAVORABLE
SENATE COMMITTEE REPORT ON**

SB SCR SJR SR HB HCR HJR 37

By Glaze / RATLIFF
(Author/Senate Sponsor)

May 24, 1993
(date)

We, your Committee on INTERGOVERNMENTAL RELATIONS, to which was referred the attached measure, have on May 24, 1993, had the same under consideration and I am instructed to report it back with the recommendation (s) that it:

☒ do pass and be printed

☐ do pass and be ordered not printed

☒ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Armbrister, Chair	X			
Leedom, Vice-Chair	X			
Carriker			X	
Henderson	X			
Madla			X	
Moncrief	X			
Patterson			X	
Rosson	X			
Shapiro			X	
Wentworth	X			
Whitmire			X	
TOTAL VOTES	6	0	5	0

COMMITTEE ACTION

☒ 8269 Considered in public hearing
☒ 8270 Testimony taken

Marye Randall
COMMITTEE CLERK

Ken Armbrister
CHAIRMAN

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

73rd Regular Session

May 14, 1993

**TO: Honorable Ken Armbrister, Chair
Committee on Intergovernmental Relations
Senate Chamber
Austin, Texas**

**IN RE: House Joint Resolution
No. 37, as engrossed
By: Glaze**

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 37, as engrossed (proposing a constitutional amendment to provide for the abolition of the office of county surveyor) this office has determined the following:

No fiscal implication to the State is anticipated other than the cost of publication.

The fiscal implication to units of local government cannot be determined.

The cost of publication of the resolution to the State is \$60,000.

Source: LBB Staff: JO, JWH, EC, JOL

LEGISLATIVE BUDGET BOARD

Austin, Texas

**FISCAL NOTE
73rd Regular Session**

May 3, 1993

**TO: Honorable Ben Campbell, Chair
Committee on County Affairs
House of Representatives
Austin, Texas**

**IN RE: House Joint Resolution
No. 37, as amended
By: Glaze**

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 37, as amended (proposing a constitutional amendment to provide for the abolition of the office of county surveyor) this office has determined the following:

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LEGISLATIVE BUDGET BOARD

Austin, Texas

**FISCAL NOTE
73rd Regular Session**

February 12, 1993

TO: Honorable Ben Campbell, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

IN RE: House Joint Resolution No. 37
By: Glaze

FROM: Jim Oliver, Director

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Bob Glaze, D.C.

Committees:

Appropriations

Subcommittee:
Health & Human Services
Public Health
Redistricting



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House of Representatives**

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Memorandum

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TO: Chairman Ben Campbell
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The Honorable Ben Campbell
Chairman, Committee on County Affairs
Texas House of Representatives
Austin, Texas

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Sincerely,


Bob Glaze

BG/MH

F
ENROLLED

H.J.R. No. 37

A JOINT RESOLUTION

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H.J.R. No. 37

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2 commissioners court, whether to abolish the office of county
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H.J.R. No. 37

President of the Senate

Speaker of the House

I certify that H.J.R. No. 37 was passed by the House on May 10, 1993, by the following vote: Yeas 136, Nays 1, 1 present, not voting.

Chief Clerk of the House

I certify that H.J.R. No. 37 was passed by the Senate on May 26, 1993, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

RECEIVED: _____

Date

Secretary of State

President of the Senate

Speaker of the House

I certify that H.J.R. No. 37[✓] was passed by the House on
(1)

May 10[✓], 1993, by the following vote:
(2)

Yeas 136[✓], Nays 1, 1 present, not voting[✓]
(3) (4)

Chief Clerk of the House

I certify that H.J.R. No. 37[✓] was passed by the Senate on

May 26[✓], 1993, by the following vote:
(5)

Yeas 30[✓], Nays 0[✓]
(6) (7)

Secretary of the Senate

RECEIVED:

Date

Secretary of State

**** Preparation: CT47;

BILL ANALYSIS

Senate Research Center

H.J.R. 37
By: Glaze
Intergovernmental Relations
5-23-93
Engrossed

BACKGROUND

The office of County Surveyor in Upshur County does not serve any significant purpose. The position receives no compensation, yet maintains a desk in the county court house. The community has agreed that this position should be abolished.

PURPOSE

As proposed, H.J.R. 37 requires the submission to the voters of a constitutional amendment to provide for the abolition of the office of county surveyor.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article XVI, Section 44, Texas Constitution, by adding Subsection (h), as follows:

(h) Authorizes the commissioners court of a county to call an election to abolish the office of County Surveyor in the county. Abolishes the office if a majority of the voters of the county voting on the question approve the abolition. Sets forth the required language of the ballot. Transfers the records of the county surveyor, if the office is abolished, to the county officer or employee designated by the commissioners court of the county in which the office is abolished. Authorizes the commissioners court to change the office's designation as it considers appropriate.

SECTION 2. Requires this proposed constitutional amendment to be submitted to the voters on November 2, 1993. Sets forth the required language for the ballot.

BILL ANALYSIS

Senate Research Center

H.J.R. 37
By: Glaze
Intergovernmental Relations
7-1-93
Enrolled

BACKGROUND

The office of County Surveyor in Upshur County does not serve any significant purpose. The position receives no compensation, yet maintains a desk in the county court house. The community has agreed that this position should be abolished.

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SECTION 2. Requires this proposed constitutional amendment to be submitted to the voters on November 2, 1993. Sets forth the required language for the ballot.

BILL ANALYSIS

Senate Research Center

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By: Glaze
Intergovernmental Relations
9-15-93
Enrolled

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SECTION 2. Requires the submission of this constitutional amendment to the voters at an election to be held November 2, 1993, and provides the language for the ballot.

H. J. R. No.

37

By

Bob Ellar

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to provide for the abolition of the office of county surveyor.

FEB 1 1993

1. Filed with the Chief Clerk.

FEB 8 1993

2. Read first time and referred to Committee on

COUNTY AFFAIRS

APR 30 1993

3. Reported favorably (as amended) and sent to Printer at 4:00 pm

(as substituted)

MAY 03 1993

MAY 4 1993

4. Printed and distributed at

11:24 pm

MAY 05 1993

5. Sent to Committee on Calendars at

8:34 AM

MAY 10 1993

6. Read second time (amended) and (finally) passed to Third Reading by a Record Vote of 136 yeas, 1 nays, 1 present, not voting.

7. Motion to reconsider and table the vote by which H.J.R. _____ was ordered engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

8. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of _____ yeas, _____ nays, _____ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. _____ was finally adopted prevailed (failed) by a (Non-Record Vote) Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 10 1993

11. Ordered Engrossed at

3:36 pm

MAY 10 1993

12. Engrossed.

MAY 10 1993

13. Returned to Chief Clerk at

6:19 pm

MAY 11 1993

14. Sent to the Senate.

Betty Murray
Chief Clerk of the House

MAY 11 1993

15. Received from the House

May 12, 1993

16. Read, referred to Committee on

INTERGOVERNMENTAL RELATIONS

5-25-93

17. Reported favorably

18. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

19. Ordered not printed.

MAY 26 1993

20. Regular order of business suspended by

unanimous
(a viva voce vote.)
_____ yeas, _____ nays.

21. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAY 26 1993

22. Read second time

passed to third reading by:
(a viva voce vote.)
_____ yeas, _____ nays.)

_____ 23. Caption ordered amended to conform to body of bill.

MAY 26 1993

24. Senate and Constitutional 3-Day Rules suspended by vote of 30 yeas,
0 nays to place bill on third reading and final passage.

MAY 26 1993

25. Read third time and passed by

(a viva voce vote.)
(30 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:

Betty King

Secretary of the Senate

May 26, 1993

26. Returned to the House.

MAY 26 1993

27. Received from the Senate (with amendments.)
(as substituted.)

28. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record
(Substitute) Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

29. Conference Committee Ordered.

30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 26 1993

31. Ordered Enrolled at 4:50 pm

HOUSE OF REPRESENTATIVES

91 8 AM 01 AM 1993

HOUSE OF REPRESENTATIVES

93 MAY -4 PM 11:26